

**THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

NIPPON SHINYAKU CO., LTD.,

Plaintiff,

v.

SAREPTA THERAPEUTICS, INC.,

Defendant.

C.A. No. 21-1015 (GBW)



SAREPTA THERAPEUTICS, INC. and
THE UNIVERSITY OF WESTERN
AUSTRALIA,

Defendant/Counter-Plaintiffs,

v.

NIPPON SHINYAKU CO., LTD.
and NS PHARMA, INC.

Plaintiff/Counter-Defendants.

REDACTED - PUBLIC VERSION

DECLARATION OF STEVEN F. DOWDY, Ph.D.

I, Steven F. Dowdy, Ph.D., declare as follows:

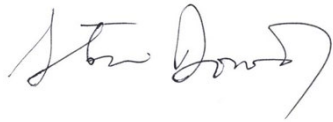
1. My name is Steven F. Dowdy. I am a resident of the United States.
2. I have been retained by counsel for Defendant/Counter-Plaintiffs Sarepta Therapeutics, Inc. (“Sarepta”) and the University of Western Australia (“UWA”) as an independent expert in the above captioned matter.
3. On September 8, 2023, I provided my Opening Expert Report, excerpts of which are attached hereto as Exhibit A. I have reviewed Exhibit A and confirm that Exhibit A is a true and correct copy of excerpts of my Opening Expert Report, which I provided on behalf of Sarepta

and UWA. I also confirm that Exhibit A is a true and correct statement of my opinions and the evidence on which those opinions are based.

4. On October 11, 2023, I provided my Rebuttal Expert Report, excerpts of which are attached hereto as Exhibit B. I have reviewed Exhibit B and confirm that Exhibit B is a true and correct copy of excerpts of my Rebuttal Expert Report, which I provided on behalf of Sarepta and UWA. I also confirm that Exhibit B is a true and correct statement of my opinions and the evidence on which those opinions are based.

I declare under the penalty of perjury that the foregoing is true and correct to the best of my knowledge.

DATE: Dec. 7, 2023


By: _____
Steven F. Dowdy, Ph.D.

CERTIFICATE OF SERVICE

I hereby certify that on December 11, 2023, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to all registered participants.

I further certify that I caused copies of the foregoing document to be served on December 11, 2023, upon the following in the manner indicated:

Amy M. Dudash, Esquire
MORGAN, LEWIS & BOCKIUS LLP
1201 North Market Street, Suite 2201
Wilmington, DE 19801
Attorneys for Plaintiff

VIA ELECTRONIC MAIL

Amanda S. Williamson, Esquire
Christopher J. Betti, Esquire
Krista Vink Venegas, Esquire
Maria E. Doukas, Esquire
Michael T. Sikora, Esquire
Zachary Miller, Esquire
Guylaine Haché, Ph.D.
Wan-Shon Lo, Esquire
MORGAN, LEWIS & BOCKIUS LLP
110 North Wacker Drive, Suite 2800
Chicago, IL 60606
Attorneys for Plaintiff

VIA ELECTRONIC MAIL

Alison P. Patitucci, Esquire
MORGAN, LEWIS & BOCKIUS LLP
1701 Market Street
Philadelphia, PA 19103
Attorneys for Plaintiff

VIA ELECTRONIC MAIL

Jitsuro Morishita, Esquire
MORGAN, LEWIS & BOCKIUS LLP
16F, Marunouchi Building,
2-4-1 Marunouchi, Chiyoda-ku
Tokyo, 100-6316 Japan
Attorneys for Plaintiff

VIA ELECTRONIC MAIL

/s/ Megan E. Dellinger

Megan E. Dellinger (#5739)